

pending, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed the House, June 29, 1949: Yeas 117, Nays 0; passed the

Senate, July 5, 1949: Yeas 28, Nays 0.

Approved July 22, 1949.

Effective July 22, 1949.

## APPROPRIATIONS—STATE SOIL CONSERVATION BOARD

### CHAPTER 594

S. B. No. 16

An Act making appropriations to pay deficiency appropriations granted to the State Soil Conservation Board, to pay the supervisors of soil conservation districts in Texas; and declaring an emergency.

#### PREAMBLE

WHEREAS, The State Soil Conservation Act provides that supervisors may receive compensation for services not to exceed Four (\$4.00) Dollars for each day they shall be in attendance at the regular meetings of the Board of Supervisors, and Five (5¢) Cents per mile for travel each way between the residence of a supervisor and the designated business office of the district supervisors. Supervisors shall be paid quarterly for their services, and may not receive compensation and mileage for any number of days in excess of five (5) in any three-month period; and

WHEREAS, In the appropriations to the State Soil Conservation Board for the per diem payment of district supervisors, the sum of Twenty-two Thousand (\$22,000.00) Dollars was provided for the year 1946-1947, and in said appropriations to the State Soil Conservation Board for mileage payment of district supervisors the sum of Twelve Thousand (\$12,000.00) Dollars was provided for the year 1946-1947; and

WHEREAS, The per diem expenditures for said supervisors for the year 1946-1947 was Twenty-five Thousand Five Hundred Ninety-six (\$25,596.00) Dollars, making a deficit for said year in the sum of Three Thousand Five Hundred Ninety-six (\$3,596.00) Dollars; and

WHEREAS, The mileage expenditures of said supervisors for the year 1946-1947 was Thirteen Thousand Nine Hundred Sixty-one and 60/100 (\$13,961.60) Dollars, making a deficit for said year in the sum of One Thousand Nine Hundred Sixty-one and 60/100 (\$1,961.60) Dollars;

Therefore, In order to pay the supervisors provided for in the Soil Conservation law the per diem and mileage equitable due them,

*Be it enacted by the Legislature of the State of Texas:*

Section 1. There is hereby appropriated to the State Soil Conservation Board, out of any monies in the Treasury not otherwise appropriated, the sum of Three Thousand Five Hundred Ninety-six (\$3,596.00) Dollars to be used to pay the per diem claims of district supervisors for the year 1946-1947.

Sec. 2. There is hereby appropriated to the State Soil Conservation Board out of any monies in the Treasury not otherwise appropriated, the sum of One Thousand Nine Hundred Sixty-one and 60/100 (\$1,961.60) Dollars to be used to pay mileage claims of district supervisors for the year 1946-1947.

Sec. 3. The fact that there are now no appropriated funds with which to pay the deficiency claims approved by the State Soil Conservation Board, and that the same are just demands against the State, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be sus-

pending; and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate, May 26, 1949: Yeas 30, Nays 0; passed the House,

July 1, 1949: Yeas 109, Nays 0.

Approved July 25, 1949.

Effective July 25, 1949.

## OCCUPATION TAX—COIN OPERATED MACHINES

## CHAPTER 595

S. B. No. 290

An Act amending Article 7047a—3 of Vernon's Annotated Civil Statutes, being also sub-section 1 of Section 4 of Article III of Chapter 495, Acts 44th Legislature, Third Called Session, 1936, page 2058; repealing all laws in conflict; providing a saving clause; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. Amend<sup>93</sup> Article 7047a—3 of Vernon's Annotated Civil Statutes, being also sub-section 1 of Section 4 of Article III of Chapter 495, Acts 44th Legislature, Third Called Session, 1936, page 2058, so as to hereafter read as follows:

"Article 7047a—3. Amount of Tax.

"Every 'Owner' as that term is hereinabove defined, who owns, controls, possesses, exhibits, displays, or who permits to be exhibited or displayed in this State any 'coin-operated machines' as that term is defined herein, shall pay and there is hereby levied on every coin-operated machine as defined in this Act, except such as are exempted herein, an annual occupation tax determined by the following schedule:

"Series 1. (a) For each 'merchandise or music coin-operated machine' as that term is hereinabove defined, except such machines vending or dispensing refrigerated milk and/or ice cream, a fee of Twenty (\$20.00) Dollars, where the coin, fee or token used, or which may be used, in the operation thereof is one of the value in excess of Five (5¢) Cents or represents a value in excess of Five (5¢) Cents; and for each coin-operated machine vending or dispensing refrigerated milk and/or ice cream, a fee of Five (\$5.00) Dollars, where the coin, fee or token used, or which may be used, in the operation thereof is one of the value in excess of Five (5¢) Cents, or represents a value in excess of Five (5¢) Cents; and

"(b) A fee of Two Dollars and Fifty Cents (\$2.50) where the coin, fee or token used, or which may be used, in the operation thereof is one of the value in excess of One (1¢) Cent, and not exceeding Five (5¢) Cents, or represents a value in excess of One (1¢) Cent and not exceeding Five (5¢) Cents.

"Series 2. (a) For each 'skill or pleasure coin-operated machine' as that term is hereinabove defined, a fee of Sixty (\$60.00) Dollars, where the coin, fee or token used, or which may be used, in the operation thereof is one of the value in excess of Five (5¢) Cents, or represents a value in excess of Five (5¢) Cents; and

"(b) A fee of Thirty (\$30.00) Dollars where the coin, fee or token used, or which may be used, in the operation thereof, is one of the value in excess of One (1¢) Cent and not exceeding Five (5¢) Cents or represents a value in excess of One (1¢) Cent and not exceeding Five (5¢) Cents

<sup>93</sup> Vernon's Ann.Civ.St. art. 7047a—3.